

PETER LOUIS HINES #332380
 Name and Prisoner/Booking Number
RED ROCK CORRECTIONAL CENTER
 Place of Confinement
1752 E ARICA RD
 Mailing Address
ELOY AZ 85131
 City, State, Zip Code

☒ FILED ☐ LODGED

Mar 17 2025

CLERK U.S. DISTRICT COURT
 DISTRICT OF ARIZONA

(Failure to notify the Court of your change of address may result in dismissal of this action.)

**IN THE UNITED STATES DISTRICT COURT
 OF THE DISTRICT OF ARIZONA**

PETER LOUIS HINES
 (Full Name of Plaintiff)

Plaintiff,

v.

(1) CORE CIVIC
 (Full Name of Defendant)

(2) _____

(3) _____

(4) _____

Defendant(s).

☐ Check if there are additional Defendants and attach page I-A listing them.

CASE NO. CV-25-882-PHX-MTL (ASB)

(To be supplied by the Clerk)

**CIVIL RIGHTS COMPLAINT
 BY A PRISONER**

JURY TRIAL DEMANDED

- ☒ Original Complaint
☐ First Amended Complaint
☐ Second Amended Complaint

A. JURISDICTION

1. This Court has jurisdiction over this action pursuant to:

- ☒ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983
☐ 28 U.S.C. § 1331; *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971).
☐ Other: _____

2. Institution/city where violation occurred: RED ROCK CORRECTIONAL CENTER / ELOY.

B. DEFENDANTS

1. Name of first Defendant: CORE CIVIC The first Defendant is employed
 as: SECURITY PROVIDER at RED ROCK CORRECTIONAL CENTER
 (Position and Title) (Institution)
2. Name of second Defendant: _____ The second Defendant is employed as:
 as: _____ at _____
 (Position and Title) (Institution)
3. Name of third Defendant: _____ The third Defendant is employed
 as: _____ at _____
 (Position and Title) (Institution)
4. Name of fourth Defendant: _____ The fourth Defendant is employed
 as: _____ at _____
 (Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

C. PREVIOUS LAWSUITS

1. Have you filed any other lawsuits while you were a prisoner? ☐ Yes ☒ No
2. If yes, how many lawsuits have you filed? _____. Describe the previous lawsuits:
- a. First prior lawsuit:
1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____
- b. Second prior lawsuit:
1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____
- c. Third prior lawsuit:
1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

D. CAUSE OF ACTION

COUNT I

1. State the constitutional or other federal civil right that was violated: DUE PROCESS
5TH AND 14TH AMENDMENT
2. **Count I.** Identify the issue involved. Check **only one**. State additional issues in separate counts.
- | | | | |
|--|---|---|---------------------------------------|
| <input type="checkbox"/> Basic necessities | <input type="checkbox"/> Mail | <input type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input checked="" type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: | |
3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.
- A TARGETED CELL SEARCH WAS CONDUCTED ON MY CELL, MYSELF PRESUMABLY BEING THE INTENDED "TARGET". SGT DENSMORE PER HIS REPORT STATED THAT INMATE HINES (MYSELF) WAS FOUND IN POSSESSION AND IN USE OF A SMART PHONE. DENSMORE'S STATEMENTS HOWEVER ARE UNTRUE AND PRESUMABLY INTENTIONALLY MISLEADING. THIS IS A CLEAR VIOLATION OF DUE PROCESS AND THE 5TH AND 14TH AMENDMENTS TO THE U.S. CONSTITUTION. FALSE OR MISLEADING EVIDENCE CAN NOT BE USED TO OBTAIN A CONVICTION. THE TRUTH IS THAT THE PHONE WAS FOUND ON MY CELLMATE'S BUNK AND IT WASN'T "IN USE" BY ME AS STATED BY DENSMORE. FURTHER, MY CELLMATE ADMITTED THAT THE PHONE WAS HIS. HAD DENSMORE PROVIDED THE FACTS AS THEY ACTUALLY HAPPENED, AND GIVEN MY CELLMATE'S CONFESSION, ANY REASONABLE JURIST WOULD COME TO THE OBVIOUS CONCLUSION THAT I AM INDEED INNOCENT. THE EVIDENCE PRESENTED FALLS WELL BELOW THE 51% PREPONDERANCE OF THE EVIDENCE STANDARD. AND ANY ARGUMENTS TOWARDS CONSTRUCTIVE POSSESSION FAIL WHERE MY CELLMATE WAS NEVER GIVEN A TICKET. INDEED THE COURTS HAVE HELD THAT IN CASES SUCH AS MINE WHERE GOOD TIME IS TAKEN AND A PRISON SENTENCE IS THEREFORE LENGTHENED.
SEE ATTACHMENT A
4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).
LOSS OF GOOD TIME, LOSS OF VISIT, PHONE CALLS, COMMUNICARY
5. **Administrative Remedies:**
- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
 - Did you submit a request for administrative relief on Count I? ☒ Yes ☐ No
 - Did you appeal your request for relief on Count I to the highest level? ☒ Yes ☐ No
 - If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

COUNT II

1. State the constitutional or other federal civil right that was violated: _____
2. **Count II.** Identify the issue involved. Check **only one**. State additional issues in separate counts.
☐ Basic necessities ☐ Mail ☐ Access to the court ☐ Medical care
☐ Disciplinary proceedings ☐ Property ☐ Exercise of religion ☐ Retaliation
☐ Excessive force by an officer ☐ Threat to safety ☐ Other: _____
3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

5. **Administrative Remedies.**
 - a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☐ Yes ☐ No
 - b. Did you submit a request for administrative relief on Count II? ☐ Yes ☐ No
 - c. Did you appeal your request for relief on Count II to the highest level? ☐ Yes ☐ No
 - d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

COUNT III

1. State the constitutional or other federal civil right that was violated: _____

2. **Count III.** Identify the issue involved. Check **only one**. State additional issues in separate counts.

- Basic necessities

☐ Mail

☐ Access to the court

☐ Medical care

☐ Disciplinary proceedings

□ Property

☐ Exercise of religion

❑ Retaliation

☐ Excessive force by an officer

☐ Threat to safety

☐ Other:

☐ Other: _____

3. **Supporting Facts.** State as briefly as possible the FACTS supporting Count III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

4. **Injury.** State how you were injured by the actions or inactions of the Defendant(s).

- ## 5. Administrative Remedies.

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☐ Yes ☐ No

☐ Yes☐ No

- b. Did you submit a request for administrative relief on Count III?

☐ Yes☐ No

- c. Did you appeal your request for relief on Count III to the highest level?

☐ Yes☐ No

- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

If you assert more than three Counts, answer the questions listed above for each additional Count on a separate page.

E. REQUEST FOR RELIEF

State the relief you are seeking:

COMPENSATORY DAMAGES
PUNITIVE DAMAGES
RESTORATION OF GOOD TIME
ANY OTHER RELIEF THE COURT DEEMS JUST OR FIT.

I declare under penalty of perjury that the foregoing is true and correct.

E. Date of 3-17-2025
DATE


SIGNATURE OF PLAINTIFF

(Name and title of paralegal, legal assistant, or
other person who helped prepare this complaint)

(Signature of attorney, if any)

(Attorney's address & telephone number)

ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space, you may attach no more than fifteen additional pages. But the form must be completely filled in to the extent applicable. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages.

ATTACHMENT A

ENED, INCREASED CARE SHOULD BE GIVEN TO THE DISPOSITION OF THIS CASE. INDEED TO ALLOW SOMEONE TO BE GIVEN MORE TIME UNDER THE CIRCUMSTANCES OF MY CASE IS FUNDAMENTALLY UNFAIR AND CONSTITUTES A MISFEASANCE OF JUSTICE.

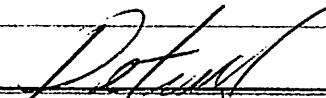
WERE DEALING WITH A SITUATION WHERE TWO OFFICERS (DENSMORE AND TREVINO) RESPOND TO MY CELL FOR A TARGETED CELL SEARCH AND THE FACTS SURROUNDING THE SEARCH ARE MISSTATED OR EVEN FALSIFIED AND OFFICER TREVINO HAS A HISTORY OF FALSE REPORTING, SOMETIMES SAYING PEOPLE ADMITTED GUILT WHEN THEY DID NOT, WHICH HAS LED TO NUMEROUS GRIEVANCES FILED AGAINST HIM AND EVEN CIVIL SUIT.

NOW IF YOU TAKE INTO CONSIDERATION THE FACT THAT MY CELLMATE MADE SWORN STATEMENTS TO THE DEPARTMENT HEARING OFFICER AND SUBMITTED A SWORN AFFIDAVIT (SEE ATTACHMENT B) CLEARLY ADMITTING TO OWNERSHIP OF THE PHONE AND THAT THE PHONE WAS FOUND ON HIS BUNK, ANY REASONABLE JURY WOULD COME TO THE OBVIOUS DETERMINATION THAT I AM INDEED INNOCENT. FURTHER, DEPARTMENT ORDER STATES BOTH CELLMATES MUST BE PLACED ON REPORT IN THIS SITUATION AND YET ONLY I WAS PLACED ON REPORT VIOLATING DEPARTMENT POLICY AND RAISING EVEN GREATER SUSPECTION AS TO THE LEGITIMACY OF THE CLAIM AGAINST ME.

INJURY IN THIS CASE CONSISTS OF BUT IS NOT LIM

ITED TO, LOSS OF GOOD TIME WHICH MEANS ADDITIONAL TIME IN PRISON, LOSS OF VISITS, PHONE CALLS, COMMUNITY, MENTAL AND EMOTIONAL STRESS AND GRIEF AS WELL AS HUMILIATION.

RESPECTFULLY SUBMITTED THIS 17TH DAY OF MARCH 2025

BY 
PETER HENER IN PRO PER

ATTACHMENT B

AFFIDAVIT FROM
MARK GONZALEZ

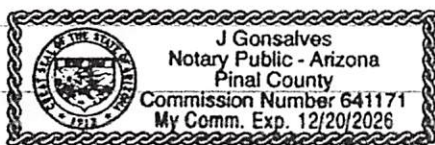
Affidavit

This is the Affidavit of Mark Gonzalez #364752, I write this in my own hand under the penalty of perjury. No one has threatened me, promised me, or coerced me to write this

Everything I write is true and correct.

- 1) On 8/11/24 my cell and bunk was searched, and my cellphone was found.
- 2) I took full responsibility right away and confessed this to Sgt. Densmore.
- 3) I also confessed in a witness statement, to the CO III and to the Captain, and now in this Affidavit that said Cellphone is mine and found in my area.
- 4) I take full responsibility for my phone and my actions.

I swear all this under the penalty of perjury, that all that is written is true and correct.



Gonsalves
10-2-24

Sincerely
Mark Gonzalez #364752
10/2/24